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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/415,696	
	Filing Date	October 12, 1999	
	First Named Inventor	Donald Wright	
	Art Unit	3727	
	Examiner Name	J. Pascua	
Total Number of Pages In This Submission	4	Attorney Docket Number	21276.00.9044

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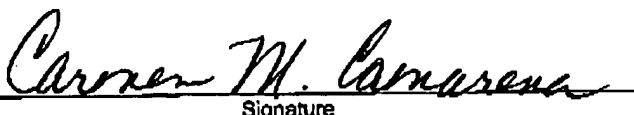
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Serial No. 09/415,696; First Named Inventor: Donald K. Wright; Filing Date: October 12, 1999; Art Group: 3727; Attorney Docket No.: 21276.00.9044; Title: RECLOSABLE FASTENER PROFILE SEAL AND METHOD OF FORMING A FASTENER PROFILE ASSEMBLY

Attached please find:

- *Transmittal Form; and
- *Letter of Confirmation (2 pages).

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF
WRIGHT, et al.

Serial No.: 09/415,696

Filed: October 12, 1999

For: RECLOSABLE FASTENER PROFILE SEAL AND METHOD
OF FORMING A FASTENER PROFILE ASSEMBLY

Examiner: J. Pascua

Art Unit No.: 3727

Docket No. 21276.00.9044

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10/26/04
Date

Carmen M. Camarena
Carmen M. Camarena

LETTER OF CONFIRMATION

Dear Sir:

Confirming our telephone conversation of October 26, 2004 at approximately 11:30 a.m., the Examiner has indicated that although the Amendment filed August 30, 2004, which was in response to the Office Action dated May 28, 2004, will not be entered in its entirety, that the terminal disclaimer filed with the Amendment will be entered, and that because the present application is an RCE, the following rejections have been eliminated.

1. The filing of an RCE effort after decision by the Board. Claims 1, 4-10, 18 and 19 were rejected under the principles of *res judicata*. The Examiner has indicated that this rejection has been overcome.
2. Double patenting. Claim 18 is rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 22 of U.S. Patent No. 6,059,457 (Sprehe). The Examiner indicates that this rejection has been overcome by the Terminal Disclaimer filed on August 30, 2004.

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3. Claims 1, 4-10 and 19 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 14-21 of U.S. Patent No. 6,059,457 (Sprehe) in view of Anderson '113 or Edelman '517. The Examiner indicated that this rejection has been overcome by the filing of a Terminal Disclaimer.

4. Claims 1, 4-10 and 19 stand rejected under 35 U.S.C. §103(a) as unpatentable over Sprehe et al. '457 in view of Anderson '113 or Edelman '517. The Examiner has indicated that this §103 rejection has been withdrawn.

Please confirm immediately if this is the correct interpretation of the Examiner's comments in our telephone conversation this morning.

Respectfully submitted,


Robert S. Beiser
Reg. 28,687

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